

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR: 5168
Local Union Drive No. 25 and)
George W. Cashman, as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe Local Union Drive No. 25 and George W. Cashman, as treasurer ("Respondents"), violated 2 U.S.C. § 434(a)(4)(A)(i).

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Local Union Drive No. 25 is a political committee within the meaning of 2 U.S.C. § 431(4), and is not an authorized committee of any candidate.
2. George W. Cashman is the treasurer of Local Union Drive No. 25.

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3. The Federal Election Campaign Act of 1971, as amended ("the Act"), requires treasurers of political committees, other than authorized committees of a candidate, to file periodic reports of receipts and disbursements. 2 U.S.C. § 434(a)(1). In any calendar year in which a regularly scheduled election is held, all political committees that choose not to file on a monthly basis shall file quarterly reports, which shall be filed no later than the 15th day after the last day of each calendar quarter. 2 U.S.C. § 434(a)(4)(A)(i).

4. Respondents elected to file reports on a quarterly basis.

5. Respondents were required to file their 2000 April Quarterly Report no later than April 15, 2000.

6. On August 4, 2000, Respondents filed their 2000 April Quarterly Report, disclosing \$8,504 in receipts and \$13,514 in disbursements. This report, which should have been filed by April 15, 2000, was 112 days late.

V. Respondents failed to timely file their 2000 April Quarterly Report, in violation of 2 U.S.C. 434(a)(4)(A)(i).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars (\$1,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

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IX. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lois G. Lerner
Acting General Counsel

BY:

Abigail A. Shaine
Abigail A. Shaine
Acting Associate General Counsel

5/2/01
Date

FOR THE RESPONDENTS:

Corey A. Rubin
(Name) Corey A. Rubin
(Position) Counsel for Respondent

4/13/2001
Date

21-0443-204-12